



## ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

## (1) First and Final Account and (2) Report of Conservator, and (3) Petition for Final Distribution (Prob. C. 1860(a), 1861(a)(1)(b), 2620)

<b>DOD: 02/28/12</b>		<b>CAROL LEWIS</b> , Conservator, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>CONTINUED FROM 01/14/13</b> <b>As of 01/29/13, nothing further has been filed in this matter. The following notes have not been addressed and remain:</b> 1. Schedule C of the Accounting states that \$13,950.14 in attorney's fees and \$460.50 in costs have been paid to Quinlan, Kershaw & Fanucchi. It appears that this payment of fees was made without court order in violation of Probate Code § 2647, which states that no attorney's fees may be paid from the estate of the conservatee without prior court order. <b>Note:</b> Declaration filed 11/20/12 states that charges for services rendered total \$16,856.64. This differs from the \$13,950.14 requested in the Petition. Need clarification.
		Account period: <b>04/27/11 – 02/28/12</b>	
		Accounting - <b>\$75,126.41</b>	
		Beginning POH - <b>\$70,000.00</b>	
		Ending POH - <b>\$45,992.01</b>	
<b>Cont. from 082912, 101712, 112012, 112612, 011413</b>		Account period: <b>02/29/12 – 04/30/12</b>	
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	Accounting - <b>\$45,992.01</b>	
<input checked="" type="checkbox"/>	<b>Verified</b>	Beginning POH - <b>\$45,992.01</b>	
<input type="checkbox"/>	<b>Inventory</b>	Ending POH - <b>\$28,356.99</b>	
<input type="checkbox"/>	<b>PTC</b>	Conservator - <b>waived</b>	
<input type="checkbox"/>	<b>Not.Cred.</b>	Attorney - <b>\$13,950.14</b>	
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>	(already paid to Quinlan, Kershaw & Fanucchi per Schedule C of Accounting.	
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>	\$8,416.14 for "conservatorship fees for estate work" and \$5,534.00 for "fees and costs, services to conservatorship". No itemization of fees and costs is provided.)	
<input type="checkbox"/>	<b>Aff.Pub.</b>	Costs - <b>\$460.50</b>	
<input type="checkbox"/>	<b>Sp.Ntc.</b>	(already reimbursed to Quinlan, Kershaw & Fanucchi per Schedule C of Accounting. Costs are not itemized.)	
<input type="checkbox"/>	<b>Pers.Serv.</b>	<b>Petitioner prays for an Order:</b>	
<input type="checkbox"/>	<b>Conf. Screen</b>	1. Approving, allowing and settling the first and final account;	
<input type="checkbox"/>	<b>Letters</b>	2. Terminating the conservatorship and discharging the conservator upon the filing of an Ex Parte Petition for Final Discharge and Order; and	
<input type="checkbox"/>	<b>Duties/Supp</b>	3. Distributing the remaining assets of the conservatorship to the Estate of James R. Eaton, and that the Estate of James R. Eaton immediately pay said funds to Carol Lopez, as the sole surviving heir of the conservatee, pursuant to the Disclaimer of Interest executed by Mark Eaton and Victoria Milo.	
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input checked="" type="checkbox"/>	<b>2620(c)</b>		
<input checked="" type="checkbox"/>	<b>Order</b>		
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		

Atty Stegall, Nancy J. (for Lynda Lockwood – Guardian)

Atty Escoto, Laura L. (pro per – mother/Petitioner)

## Petition for Visitation

Hendrix, 11	LAURA ESCOTO, mother is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <u>CONTINUED FROM 01/17/13</u> <b>See page 2B for Petition to Terminate Guardianship filed by Guardian Lynda Lockwood and Page 2C for Petition for Guardianship by Nora and Carlos Escoto, Sr.</b>  The minors are now living with the paternal grandparents pursuant to the agreement made during mediation. It is unclear whether this Petition for Visitation is still necessary.  <b>If the Petition for Visitation moves forward, the following remains outstanding:</b> 1. Need proof of service by mail at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Visitation</i> <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: - Carlos Escoto (father) - Carlos Escoto (paternal grandfather) - Nora Escoto (paternal grandmother) - Mark Buik (maternal grandfather)
Camryn, 8	LYNDA LOCKWOOD, maternal grandmother, was appointed guardian of the minors and Letters were issued on 04/26/12. – Served by mail on 10/06/12.	
Carlos, 7		
Cont. from 11/05/12, 12/03/12, 1/17/13	Father: <b>CARLOS ESCOTO</b>	
Aff.Sub.Wit.	Paternal grandfather: CARLOS ESCOTO	
Verified	Paternal grandmother: NORA ESCOTO	
Inventory		
PTC	Maternal grandfather: MARK BUIK –	
Not.Cred.	<i>Declaration of Due Diligence filed 11/02/12</i>	
✓ Notice of Hrg	<b>Petitioner requests</b> unsupervised visitation every weekend commencing Fridays at 3:00 pm and concluding Sunday at 6:00 pm. The visits will take place at the paternal grandparents house. Petitioner also requests unsupervised visitation on the children's birthdays and every holiday. Petitioner further requests educational rights to attend sporting events, holiday programs/band performances, etc. She also requests reasonable phone calls to the minors on a daily basis. Petitioner states that she would also like to start family counseling to help aid in the family reunification process.	
Aff.Mail	x	
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order	x	
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice	<b>Declaration of Nora Escoto, paternal grandmother, filed 10/16/12</b> states: she is no longer providing supervision for visitation with the father as of the end of July 2012. She states that she would like to provide her home for her Petitioner and her grandchildren to spend weekends together.  <b>CONTINUED ON PAGE 2</b>	

<b>Reviewed by:</b> JF
<b>Reviewed on:</b> 01/29/13
<b>Updates:</b>
<b>Recommendation:</b>
<b>File 2A - Escoto</b>

**Response of Guardian to Laura Escoto's Request to Modify Visitation filed 10/31/12** states: the current court order is that Laura may visit in the guardians home on alternating Sundays commencing at 10:00 am and ending at 4:00 pm. The current order was executed when Laura was enrolled in an inpatient drug rehab at Spirit of Woman. Laura was not allowed to leave the facility, so guardian brought the children to visit her at the facility. Laura had Sunday visitation because the children's father, Carlos, was to have supervised visits with his parents (paternal grandparents) on alternating Saturdays. Carlos and Laura cannot visit simultaneously because Laura is protected from Carlos by a domestic violence restraining order that doesn't expire until 06/01/14. As a condition of visiting, both Carlos and Laura were to submit to a drug test 3 days before each visitation.

After completing the 90 day program, Laura renewed her enrollment for an additional 30 days to make it a 120 day program; however, Laura left Spirit of Woman without completing the additional program she pledged to complete. Shortly after leaving Spirit of Woman, Laura enrolled herself in an out-patient transitional sober living facility called Lifehouse, however she left Lifehouse within 1 month. Laura continued alternating Sunday visitation in Respondent's home and continued to submit to a drug test prior to visiting. Laura never returned to either Spirit of Woman or Lifehouse and is currently homeless.

On 05/17/12, Carlos (father), tested positive for meth, thus the guardian suspended his visitation pursuant to the court order. Since suspending Carlos' visitation, Respondent has been harassed by Laura, Carlos, and Carlos' parents regarding visitation. Although Laura has a restraining order against Carlos, they communicate regularly. Carlos has always lived with his parents. In the past, when the children have visited with their paternal grandparents, the grandparents let Carlos visit with the children unsupervised and even let them leave their home with Carlos, which is unacceptable.

After Carlos' visitation was suspended due to his drug use, he and his parents have shown up at the school when Hendrix had a soccer game. Respondent states that Carlos' father, Carlos, Sr. verbally assaulted her on one occasion and on another occasion, after having been warned by the school to stay away, they showed up again and the school called the police which resulted in a huge scene and Carlos being arrested. It is not in the best interest of the children to witness these incidents.

On October 2, 2012, Laura advised that she was working and could not visit the children on Sunday and requested to visit the children on Wednesday 10/03/12 instead. Respondent agreed so long as Laura could drug test before visiting. Laura made excuses for why she could not drug test before visiting, respondent states that she tried accommodating Laura to drug test offering to drive her to the drug testing sight or use a home test, but Laura refused. Respondent fears that Laura is using drugs again and did not want to test because of the possibility of a positive drug test.

Respondent states that the guardianship has been very difficult for her. She stepped in and obtained guardianship due to the parents drug use and instability. She believes that the children would have been taken by CPS had she not sought guardianship. Since becoming guardian, she has been verbally assaulted by the paternal grandparents, has had to deal with the police due to Carlos being at the school, and rearranging her schedule to accommodate visitation for Laura has been difficult. Respondent also has 3 other children in her home to care for and she is the caretaker for a medically challenged child who requires 24 hour care. Respondent states that she is willing to continue to act as guardian but she needs help from the Court and definite rules in place to make things easier.

Continued on Page 3

When the children were visiting both parents and the paternal grandparents every weekend, they would return to Respondents home with bad attitudes and were tough to control. The parents and paternal grandparents rules are much more liberal than Respondents. The children don't understand why they can't live with their parents or paternal grandparents and it is difficult for them adjusting to living in Respondents household after visiting over the weekends. Respondent states that she ensures that the children do their homework, eat meals as a family, and respect people. The parents and paternal grandparents give the children much more freedom and even allow them to walk by themselves to the mall close to the paternal grandparents home, it is often difficult for them to readjust to a more strict home.

Further, Laura remains homeless and unstable. She did not complete her drug rehabilitation and Respondent believes she is using drugs again. Based on past behavior, Laura's suicide attempts and drug use, Respondent believes the safety of the children is still an important issue. Respondent is uncomfortable with the paternal grandparents providing their home for visitation due to the fact that they have facilitated Carlos interacting with the children in violation of the Court's prohibition. Respondent asks the Courts assistance in setting definite boundaries regarding guardianship and the visitation schedule with Laura. Respondent states that she has tried to accommodate Laura, but believes with her drug addiction, she needs continued supervision. Respondent realizes that Carlos has not asked to modify his visitation yet, but by Laura requesting that her visitation take place at the paternal grandparents home, indirectly the paternal family is involved in this petition. Respondent asks that the Court review the best interests of the children and assist her in making this guardianship work.

**Based on the foregoing, Respondent asks the court:**

1. Consider the proposed visitation schedule as follows which provides reasonable orders not including overnight visits at this time, but allows Laura to visit with the children on alternating Saturdays from 10:00 am – 5:00 pm and alternating Sundays from 10:00 am to 5:00 pm.
2. Require Laura to submit to a witnessed drug screen on each Friday immediately preceding the Saturday visitation. The drug test shall be faxed directly to Respondent and if the drug screen is positive, visitation shall be suspended pending further order of the Court.

**Declaration of Nora Escoto filed 11/02/12** states that she is in total agreement with the visitation plan requested by Laura Escoto.

**Declaration of Carlos A. Escoto, Sr. filed 11/02/12** states that he and his wife have allowed Laura Escoto to move into their home. They are in total agreement with the visitation request made by Laura. Further, Mr. Escoto states that they are happy to answer to the false information that has been stated about them in court or mediation.

**Declaration of Carlos Escoto (father) filed 11/02/12** states that he no longer lives with his parents having moved from their home 3 months ago. Mr. Escoto further states that Laura is a good mother. He further states that the guardian has not followed through with things she stated she would with the children (such as getting them therapy) and that she has often stated that caring for the children is a burden for her. He fully supports the children being with their mother and his parents.

Atty Sanchez, Lacey N. (for Lynda Lockwood – Guardian)

## Petition for Termination of Guardianship

Hendrix, 11	LYNDA LOCKWOOD, maternal grandmother, is Petitioner.		<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Note:</b> The minors are now living with the paternal grandparents pursuant to the agreement made during mediation.  1. Need Proof of service by mail at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Termination or Consent &amp; Waiver of Notice or Declaration of Due Diligence</i> for: - Mark Buik (maternal grandfather)
Camryn, 8	<b>Petitioner</b> was appointed guardian of the minors and Letters were issued on 04/26/12.		
Carlos, 7	Father: <b>CARLOS ESCOTO</b> – served by mail on 12/12/12		
Cont. from 011713		Mother: <b>LARUA ESCOTO</b> – served by mail on 12/12/12	
Aff.Sub.Wit.		Paternal grandfather: CARLOS ESCOTO – served by mail on 12/12/12	
✓ Verified		Paternal grandmother: NORA ESCOTO – served by mail on 12/12/12	
Inventory		Maternal grandfather: MARK BUIK	
PTC		<b>Petitioner states</b> that she sought guardianship because both of the parents are drug addicts. Since being appointed as guardian, she has encountered problems with the children's behavior after returning from visits with the paternal grandparents and parents and the adjustment has been difficult. Petitioner further states that in addition to the three minors, she also cares for three other children including one medically fragile child that requires 24 care. Petitioner requests reasonable visitation with the children after termination of her guardianship as mutually agreed between the future guardians.	
Not.Cred.		<b>Court Investigator Dina Calvillo filed a report on 01/29/13.</b>	
✓ Notice of Hrg			
✓ Aff.Mail	w/		
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt		<b>Reviewed by:</b> JF	
CI Report		<b>Reviewed on:</b> 01/29/13	
9202		<b>Updates:</b>	
Order	x	<b>Recommendation:</b>	
Aff. Posting		<b>File 2B - Escoto</b>	
Status Rpt			
UCCJEA			
Citation			
FTB Notice			

Atty Escoto, Carlos Sr. (pro per – paternal grandfather/Petitioner)

Atty Escoto, Nora (pro per – paternal grandmother/Petitioner)

## Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Hendrix, 11	<b>CARLOS ESCOTO and NORA ESCOTO</b> , paternal grandparents, are Petitioners.		<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. Need <i>Notice of Hearing</i> . 2. Need proof of personal service at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian of the Person</i> <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: - Carlos Escoto (father) - Laura Escoto (mother) 3. Need proof of service by mail at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian of the Person</i> <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: - Mark Buik (maternal grandfather)
Camryn, 8	Father: <b>CARLOS ESCOTO</b>		
Carlos, 7	Mother: <b>LAURA ESCOTO</b>		
	Maternal grandfather: MARK BUIK		
Cont. from	Maternal grandmother (current guardian):		
Aff.Sub.Wit.	LYNDA LOCKWOOD -- served by mail		
✓ Verified	<b>Petitioners allege</b> that the current guardian has relinquished the care of the children to them. The children's mother has completed a treatment program and is currently living with them. She is living a productive and nurturing lifestyle. Petitioners state that they feel responsible to take care of and provide love to their grandchildren.		
Inventory			
PTC			
Not.Cred.			
Notice of Hrg	x		
Aff.Mail	x		
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.	x		
✓ Conf. Screen			
✓ Letters			
✓ Duties/Supp			
Objections			
Video Receipt			
✓ CI Report			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
✓ UCCJEA			
Citation			
FTB Notice			
			Reviewed by: JF
			Reviewed on: 01/29/13
			Updates:
			Recommendation:
			File 2C - Escoto

## Second Amended Petition to Determine Succession to Real Property

<b>DOD: 2-7-11</b>		<b>ALONDRA PUGA, MARIA SOCORRO LOPEZ, MANUEL LOPEZ, JR., and ALMA BEJARANO</b> are Petitioners.  40 days since DOD  No other proceedings  I&A: \$145,000.00 (Real property in Salinas, Monterey County, CA)  Decedent died intestate  Petitioners request court determination that the decedent's 50% interest in the real property passes as follows:  Maria Soccoro Lopez: 16.67% Manuel Lopez, Jr.: 11.11% Alma Bejarano: 11.11% Alondra Puga: 11.11%	<b>NEEDS/PROBLEMS/COMMENTS:</b>	
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>			
<input checked="" type="checkbox"/>	<b>Verified</b>			
<input checked="" type="checkbox"/>	<b>Inventory</b>			
<input type="checkbox"/>	<b>PTC</b>			
<input type="checkbox"/>	<b>Not.Cred.</b>			
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>			
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>			W
<input type="checkbox"/>	<b>Aff.Pub.</b>			
<input type="checkbox"/>	<b>Sp.Ntc.</b>			
<input type="checkbox"/>	<b>Pers.Serv.</b>			
<input type="checkbox"/>	<b>Conf. Screen</b>			
<input type="checkbox"/>	<b>Letters</b>			
<input type="checkbox"/>	<b>Duties/Supp</b>			
<input type="checkbox"/>	<b>Objections</b>			
<input type="checkbox"/>	<b>Video Receipt</b>			
<input type="checkbox"/>	<b>CI Report</b>			
<input type="checkbox"/>	<b>9202</b>			
<input checked="" type="checkbox"/>	<b>Order</b>			
<input type="checkbox"/>	<b>Aff. Posting</b>			
<input type="checkbox"/>	<b>Status Rpt</b>			
<input type="checkbox"/>	<b>UCCJEA</b>			
<input type="checkbox"/>	<b>Citation</b>			
<input type="checkbox"/>	<b>FTB Notice</b>			
			<b>Reviewed by:</b> skc	
			<b>Reviewed on:</b> 1-29-13	
			<b>Updates:</b>	
			<b>Recommendation:</b> SUBMITTED	
			<b>File 3 - Lopez</b>	



<b>Shirley Rowe</b> <b>DOD: 7-12-12</b>		<b>STEVE ROWE</b> , Successor Trustee, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		Petitioner states that Settlor Shirley Rowe intended to transfer certain real property in Sacramento, CA, to be held as part of the trust estate to be administered and distributed under the terms of the trust.	
		The property was transferred to the trust through a Quitclaim Deed executed by Shirley Rowe on 7-30-09 and recorded 8-17-07 in the Official Records of the County of Sacramento, State of California (attached).	
		On 11-27-07, Shirley executed a Deed of Trust against the real property to secure a \$100,000.00 loan from Countrywide Home Loans. The lender required that the property be transferred from the trust to Shirley individually; therefore, a Grant Deed was executed on 11-27-07 and recorded 12-3-07 (attached).	
		After securing the loan, Shirley inadvertently failed to transfer the property back to the trust as originally intended.	
		Petitioner believes it was always Shirley's intent that the property be an asset of the trust, and if not for the loan taken against the property, the property would still be titled in the name of the trust.	
		Petitioner now seeks to bring Shirley's intention to fruition and requests the Court confirm the property as part of the trust and subject to his control as Successor Trustee. Petitioner notes that Shirley's will is a simple pour-over will to the trust. Petitioner is not aware of any party who would allege that the property should be included in the estate and not treated as a trust asset.	
		Under §850(a)(3)(B), the Court has the jurisdiction to determine the transfer of title to real property held by a decedent but claimed to belong to another party.	
		<b>Accordingly, Petitioner requests the Court confirm and declare that the property is an asset of the trust, held by Petitioner as Successor Trustee.</b>	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>			
<input checked="" type="checkbox"/> <b>Verified</b>			
<input type="checkbox"/> <b>Inventory</b>			
<input type="checkbox"/> <b>PTC</b>			
<input type="checkbox"/> <b>Not.Cred.</b>			
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>			
<input checked="" type="checkbox"/> <b>Aff.Mail</b>		W	
<input type="checkbox"/> <b>Aff.Pub.</b>			
<input type="checkbox"/> <b>Sp.Ntc.</b>			
<input type="checkbox"/> <b>Pers.Serv.</b>			
<input type="checkbox"/> <b>Conf. Screen</b>			
<input type="checkbox"/> <b>Letters</b>			
<input type="checkbox"/> <b>Duties/Supp</b>			
<input type="checkbox"/> <b>Objections</b>			
<input type="checkbox"/> <b>Video Receipt</b>			
<input type="checkbox"/> <b>CI Report</b>			
<input type="checkbox"/> <b>9202</b>			
<input checked="" type="checkbox"/> <b>Order</b>			
<input type="checkbox"/> <b>Aff. Posting</b>			
<input type="checkbox"/> <b>Status Rpt</b>			
<input type="checkbox"/> <b>UCCJEA</b>			
<input type="checkbox"/> <b>Citation</b>			
<input type="checkbox"/> <b>FTB Notice</b>			

Reviewed by: skc

Reviewed on: 1-29-13

Updates:

Recommendation:

File 4 - Rowe

Petition for Probate of Will and for Letters Testamentary; Authorization to  
 Administer Under IAEA (Prob. C. 8002, 10450)

<b>DOB: 12/05/2012</b>			<b>SUSAN GARBERICK BAXTER</b> , sister/named executor without bond, is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>For Petitioner:</b> 1. Will does not comply with Probate Code §6110 as there is no signature of witnesses.  2. Declaration of Laura Brandon referenced Exhibit A Retainer Letter however it was not attached to the declaration.  <b>For Objector:</b> 1. Opposition of Will was not verified.  2. Opposition of Will appears to be a Will Contest therefore contestant shall file with the court an objection to probate of the will. Thereafter, a summons shall be issued and served, with a copy of the objection, The summons shall be issued and served. The summons shall contain a direction that the persons summoned file with the court a written pleading in response to the contest within 30 days after service of the summons. Need Proof of Service of Summons.
			Full IAEA – o.k.	
			Will Dated: 10/05/2012	
<b>Cont. from</b>			Residence: Fresno	
	<b>Aff.Sub.Wit.</b>	x	Publication: The Business Journal	
✓	<b>Verified</b>			
	<b>Inventory</b>			
	<b>PTC</b>			
	<b>Not.Cred.</b>			
✓	<b>Notice of Hrg</b>			
✓	<b>Aff.Mail</b>	w/	Probate Referee: Rick Smith	
	<b>Aff.Pub.</b>			
	<b>Sp.Ntc.</b>			
	<b>Pers.Serv.</b>			
	<b>Conf. Screen</b>			
✓	<b>Letters</b>			
✓	<b>Duties/Supp</b>			
	<b>Objections</b>			
	<b>Video Receipt</b>			
	<b>CI Report</b>			
	<b>9202</b>			
✓	<b>Order</b>			
	<b>Aff. Posting</b>			
	<b>Status Rpt</b>			
	<b>UCCJEA</b>			
	<b>Citation</b>			
	<b>FTB Notice</b>			

**Estimated Value of the Estate:**

Personal property	-	\$100,000.00
Real property	-	\$130,000.00
<b>Total</b>	<b>-</b>	<b>\$230,000.00</b>

**Memorandum of Points & Authorities in Support of Petition for Probate of Will filed by Attorney Shehadey on 01/08/2013** states the decedent, Gary Allen Garberick, prepared the Will without assistance of counsel and did not follow the necessary requirements of will execution in that the Will was signed by the Decedent but was not witnessed. Attorney Shehadey argues execution of the decedent's Will falls within the scope of Probate Code §6110(c)(2) if a will was not executed in compliance with paragraph (1), the will shall be treated as if it was executed in compliance with that paragraph if the proponent of the will establishes by clear and convincing evidence that, at the time the testator signed the will, the testator intended the will to constitute the testator's will.

Please see additional page

**Reviewed by:** LV

**Reviewed on:** 01/28/2013

**Updates:**

**Recommendation:**

**File 5 - Garberick**

**Declaration of Laura Brandon In Support of Petition for Probate of Will filed 01/08/2013** states that she is a paralegal employed by the law firm of Moss, Tucker, Chiu, Hebeshia & Ward PC, on or about 08/13/2012 she received a phone call from Attorney Vanessa L. Shehadey informing her that she had received a call from the decedent requesting their services in preparing a possible trust and related documents. On or about 08/13/2012 Laura Brandon called the decedent. He informed her that he wanted to make changes to his estate plan. She informed him that she would email him their standard retainer letter, she requested that he sign it and contact the office to make an appointment. The next time she heard from someone was on 12/07/2012. Laura Brandon received a call from Susan Baxter, petitioner, informing her of the decedent's death. Susan Baxter stated that she was aware of the office's involvement with the decedent because he had forwarded the email of 08/13/2012 for Susan Baxter's records.

**Declaration of Keith Korth In Support of Petition for Probate of Will filed 01/08/2013** states he is one of the owners of Mid Valley Financial, he met the decedent in March 2012 when the decedent came to open an investment account. At the meeting he provided the decedent with a beneficiary form, the decedent informed him he would be setting up a trust or making a will so that he could leave his estate to his sister, Susan Baxter. The decedent took the beneficiary statement form with him. The beneficiary form was never returned.

**Declaration of C. Brodie Johanson In Support of Petition for Probate of Will filed 01/08/2013** states that he is a Senior Vice President of Morgan Stanley Smith Barney, on or about 10/2012 the decedent went to his office to make changes to his financial accounts. He stated that the decedent specifically mentioned that he did not want his son Kyle Garberick named as beneficiary on his accounts and at that time changed the beneficiary on his investment account to his sister Susan Baxter.

**Opposition to Petition for Probate filed on 01/22/2013 by Devon R. Gass**, decedent's stepdaughter. Objector states the will does not conform to the requirements of Probate Code § 6110 and there is no clear and convincing evidence that the Will falls within the exception of Probate Code § 6110(c)(2). Objector states the estate of Gary Allen Garberick should be administered either (a) under the laws of intestate succession or under the provisions of the Last Will and Testament of Gary Allen Garberick dated 10/23/2011, as this will does meet the requirements of Probate Code § 6110.

**Declaration of Devon Renee Gasss in Opposition to Petition for Probate filed 01/22/2013** states she became aware of the Last Will and Testament of Gary Allen Garberick, dated 10/05/2012 ("second will") after being served the Petition for Probate filed in this matter. She states that after her mother passed away 12/05/2011 she continued her relationship with her stepfather until his death on 12/05/2012. They continued telephone contact however he seemed very depressed. Her last contact with her stepfather was 09/2012 when she went to his home for dinner. She states that her stepfather never told her that he had changed his first Will, and never told her he had a second Will.

**Note:** If the petition is granted status hearings will be set as follows:

- **Friday, 07/05/2013 at 9:00a.m. in Dept. 303** for the filing of the inventory and appraisal and
- **Friday, 04/04/2014 at 9:00a.m. in Dept. 303** for the filing of the first account and final distribution.

Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.

**Dept. 303, 9:00 a.m. Monday, February 4, 2013**

<b>DOD: 09/03/2012</b>		<b>JAMIE L. HAMILTON</b> , daughter is petitioner and requests appointment as Administrator with Will Annexed without bond.  Petitioner is sole heir and waives bond.  Full IAEA – o.k.  Will Dated: 10/13/2009  Residence: Clovis Publication: The Business Journal	<b>NEEDS/PROBLEMS/COMMENTS:</b>          <b>Note: If the petition is granted status hearings will be set as follows:</b>  • <b>Friday, 07/05/2013 at 9:00a.m. in Dept. 303</b> for the filing of the inventory and appraisal <b>and</b>  • <b>Friday, 04/04/2014 at 9:00a.m. in Dept. 303</b> for the filing of the first account and final distribution.  Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.
<b>Cont. from</b>			
✓	Proof of Holographic Instrument		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	w/o	
✓	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		

**Estimated Value of the Estate:**

Personal property	-	\$40,000.00
Real property	-	\$156,000.00
<b>Total:</b>	-	<b>\$196,000.00</b>

Probate Referee: Steven Diebert

Reviewed by: LV

Reviewed on: 01/28/2013

Updates:

Recommendation: Submitted

File 6 - Hamilton

## Petition for Instructions and to Appoint Successor Trustee

DOD: 10-11-12		ERIC SMITH, Son, is Petitioner.		NEEDS/PROBLEMS/COMMENTS:	
		Petitioner states the decedent Elizabeth R. Conroy is survived by a single child (Petitioner). The decedent owned a single family home in Fresno that is titled and vested in the name of <b>THE ELIZABETH R. CONROY REVOCABLE TRUST</b> pursuant to a 1998 grant deed.		1. Petitioner states he believes he is the named successor trustee and sole beneficiary; <u>however, a copy of the trust has not been found.</u>	
Aff.Sub.Wit.				Need authority for such appointment, which includes a determination of validity, without a trust instrument that provides the terms of the trust or powers of the trustee.	
✓	Verified			§16000-trustee's duty to administer trust according to its terms-how can a trustee perform this duty if the terms are unknown?	
	Inventory			2. Petitioner states this request is based on conversations with his mother prior to her death. The Court may require clarification with reference to Probate Code §15400 (presumption of revocability), et seq.	
	PTC			Examiner notes that the deed was recorded in 1998. Petitioner does not state <u>when</u> he had conversations with his mother indicating the existence of a trust. The terms of the trust are unknown, and it is unknown whether it may have been revoked according to its terms prior to her death.	
	Not.Cred.			3. Probate Code §15602 requires bond for an individual who is not named as trustee in the trust instrument. The Court may require further information regarding the value of the trust in order to determine bond, since no instrument has been found, if required.	
	Notice of Hrg				
	Aff.Mail			Reviewed by: skc	
	Aff.Pub.			Reviewed on: 1-29-13	
	Sp.Ntc.			Updates:	
	Pers.Serv.			Recommendation:	
	Conf. Screen			File 7 - Conroy	
	Letters				
	Duties/Supp				
	Objections				
	Video Receipt				
	CI Report				
	9202				
	Order	X	<p>It is Petitioner's understanding and belief that the trust was created by the decedent and that Petitioner was named the successor trustee after his mother and is the sole beneficiary, based on conversations with the decedent prior to her death when she informed Petitioner that she had created a trust for his assets, and that he was the trustee after she died, and her sole beneficiary. This was logical as Petitioner was a joint account holder on all of his mother's bank accounts, stocks, certificates of deposit, and was the attorney in fact on her powers of attorney.</p> <p>However, Petitioner has not been able to locate the original or any copy of the trust agreement despite a diligent and exhaustive search throughout the property, her safe deposit box, and among her other personal property. Petitioner has been unable to locate the name or identity of any attorney his mother may have used to prepare the trust.</p> <p>Petitioner needs to sell the property, which sits vacant. The insurance company is threatening to cancel the policy. Because Petitioner is unable to locate the trust agreement designating him as trustee, he is unable to sell the property. There is therefore no trustee at this time and no provisions pertaining to the appointment of a successor trustee.</p> <p>As sole child and beneficiary of his mother's estate, Petitioner has an interest in the trust and standing to bring this petition.</p> <p><b>Petitioner requests he be appointed to serve as First Successor Trustee without bond.</b></p>		
	Aff. Posting				
	Status Rpt				
	UCCJEA				
	Citation				
	FTB Notice				

## Petition for Appointment of Guardian of the Person (Prob. C. 1510)

<b>Age: 13</b>		<b>TEMPORARY EXPIRES 2-4-13</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		<b>RHONDA GARCIA</b> , maternal second cousin, is Petitioner.	<p>1. Need proof of personal service at least 15 days before the hearing of <b>Notice of Hearing with copy of the Petition</b> or Consent &amp; Waiver of Notice on Ralph Galindo, IV (minor).</p> <p>2. <b>Notice of Hearing</b> filed 12-7-12 does not indicate that a copy of the petition was included with the service per §1511 on Guy Todd (Maternal grandfather) and Elizabeth Galindo (Paternal grandmother). The Court may require continuance for further service.</p>
		Father: <b>RALPH GALINDO, III</b> – Declaration of Due Diligence filed 12/03/12, notice dispensed 12-13-12	
	<b>Aff.Sub.Wit.</b>		
✓	<b>Verified</b>		
	<b>Inventory</b>		
	<b>PTC</b>		
	<b>Not.Cred.</b>		
✓	<b>Notice of Hrg</b>		
✓	<b>Aff.Mail</b>	w/o	
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>		
	<b>Pers.Serv.</b>	X	
✓	<b>Conf. Screen</b>		
✓	<b>Letters</b>		
✓	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
✓	<b>CI Report</b>		
✓	<b>Clearances</b>		
✓	<b>Order</b>		
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
✓	<b>UCCJEA</b>		
	<b>Citation</b>		
	<b>FTB Notice</b>		
		<p>Mother: <b>HEATHER GALINDO</b> – Consent filed 12-13-12</p> <p>Paternal grandfather: RALPH GALINDO, Jr. – deceased</p> <p>Paternal grandmother: ELIZABETH GALINDO – Served by mail 12-5-12</p> <p>Maternal grandfather: GUY TODD – Served by mail 12-5-12</p> <p>Maternal grandmother: DEBBIE TODD – deceased</p> <p><b>Petitioner states</b> the minor's mother is incarcerated at Fresno County Jail and his father is homeless and has a drug problem. The father has not contacted petitioner since the minor has been in her care. When the child was previously in his father's care, he was often left at random people's houses with no food or clothes. Mother provided letter to Petitioner agreeing with the temporary guardianship.</p> <p><b>Court Investigator Charlotte Bien filed a report on 1-17-13.</b></p>	
			<p><b>Reviewed by:</b> JF / skc</p> <p><b>Reviewed on:</b> 1-29-13</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 8 - Galindo</b></p>

Atty Baker, Jeanine (Pro Per – Mother – Petitioner)  
 Atty Baker, Douglas (Pro Per – Maternal Grandfather – Guardian)  
 Atty Baker, Elida (Pro Per Maternal Grandmother – Guardian)

## Petition for Visitation

Age: 8		<p><b>JEANINE BAKER</b>, Mother, is Petitioner.</p> <p><b>DOUGLAS and ELIDA BAKER</b>, Maternal Grandparents, were appointed Guardians on 7-14-05.</p> <p>Father: <b>STEWART HAMBY</b>          Paternal Grandfather: Stewart Hamby, Sr.          Paternal Grandmother: Cindy Bruer</p> <p><b>Petitioner states</b> she would like to ask the courts for more visitations with Trenton like weekends and holidays. Petitioner is also concerned about her parents picking the visitation days still and that he's not attending counseling.</p> <p><b>Minute Order 9-25-12 (Current visitation):</b> The Court waives notice to father for purposes of this hearing. The Court is advised that the child is no longer seeing Ms. Heppner. Visitation between mother and the child is ordered as follows: visitation shall be every Friday after school until Saturday at 7:00 p.m., and no later. Guardians are order to deliver the child to mother's residence after school or after any activity the child is participating in on that day. Child to be pick-up by the guardians after visitation. Guardians are to ensure that any medication the child is taking is delivered to mother who will then be responsible for seeing that said medication is taken. The Court orders Douglas Baker, Elida Baker, Jeanine Baker, and the child to participate in group or individual counseling through Comprehensive Youth Services as may be deemed appropriate. The Court further orders that the guardian, Douglas Baker contact Comprehensive Youth Services regarding counseling. Parties are ordered not to speak ill of one another around the child.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. The Court may require notice of hearing to be served on the father and paternal grandparents.</p>	
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
✓	Pers.Serv.			W
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			

<b>Reviewed by:</b> skc
<b>Reviewed on:</b> 1-29-13
<b>Updates:</b>
<b>Recommendation:</b>
<b>File 9 - Hamby</b>

<b>10</b>	<b>Davey Lua Jr. (GUARD/P)</b>	<b>Case No. 07CEPR01227</b>
<b>Atty</b>	<b>Lau, Kristina (pro per Petitioner/mother)</b>	
<b>Atty</b>	<b>Reyes, Rebecca Nicole (pro per Guardian)</b>	

## **Petition for Termination of Guardianship**

<b>Age: 10 years</b>			<b>KRISTINA LAU</b> , mother, is petitioner.  <b>REBECCA NICOLE REYES</b> , paternal cousin, was appointed guardian of the person on 3/26/2008.  Father: <b>DAVEY LAU</b>  Paternal grandfather: Rafael Lau Paternal grandmother: Genobeva Valdovino Maternal grandfather: Cosey Scott Maternal grandmother: Lydia Adame – deceased.  <b>Petitioner states</b> in 2010 Rebecca Reyes gave the minor to Pastor Mark Brice without her consent and up until October 5 the minor has been living with the Pastor and his family. The minor is now under Petitioner's care due to misconception of disciplinary actions.  <b>Court Investigator Dina Calvillo's Report filed on 1/16/13.</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. Need proof of service of the Notice of Hearing on: a. Davey Lau (father) b. Refael Lau (paternal grandfather) c. Genobeva Valdovina (paternal grandmother) d. Cosey Scott (maternal grandfather)
<b>Cont. from 121012</b>				
	<b>Aff.Sub.Wit.</b>			
✓	<b>Verified</b>			
	<b>Inventory</b>			
	<b>PTC</b>			
	<b>Not.Cred.</b>			
✓	<b>Notice of Hrg</b>			
	<b>Aff.Mail</b>			
	<b>Aff.Pub.</b>			
	<b>Sp.Ntc.</b>			
✓	<b>Pers.Serv.</b>	W/		
	<b>Conf. Screen</b>			
	<b>Letters</b>			
	<b>Duties/Supp</b>			
	<b>Objections</b>			
	<b>Video Receipt</b>			
	<b>CI Report</b>			
	<b>9202</b>			
✓	<b>Order</b>			
	<b>Aff. Posting</b>			
	<b>Status Rpt</b>			
	<b>UCCJEA</b>			
	<b>Citation</b>			
	<b>FTB Notice</b>			
			<b>Reviewed by: KT</b>	
			<b>Reviewed on: 1/29/13</b>	
			<b>Updates:</b>	
			<b>Recommendation:</b>	
			<b>File 10 - Lua</b>	



Atty Graffia, Jennifer (pro per Guardian)

Atty Harper, Crystal (pro per Petitioner/mother)

Atty Giglio, Paul (pro per Petitioner/father)

## Petition for Termination of Guardianship

Lalien age: 4 years		<b>PAUL C. GIGLIO</b> and <b>CYRSTAL HARPER</b> , parents, are petitioners.  <b>JENNIFER GRAFFIA</b> , sister-in-law of Paul Giglio (father) was appointed guardian on 1/4/12.  Paternal grandfather: Deceased Paternal grandmother: Yvonne Giglio Maternal grandfather: unknown Maternal grandmother: Deceased  <b>Petitioners state</b> they were incarcerated and asked Jennifer to watch over their children temporarily until they were released. They are now requesting the guardianship be terminated and the children go back to where they belong, to their parents.  <b>Court Investigator JoAnn Morris' Report</b> filed on 1/25/13.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. Need proof of service of the Notice of Hearing on: a. Yvonne Giglio (paternal grandmother)
Lariassa age: 2 yrs			
Cont. from			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
✓	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: KT Reviewed on: 1/30/13 Updates: Recommendation: File 11 - Giglio

Age: 9	<b>TEMPORARY EXPIRES 02/04/13</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	<b>KIMBERLY PICKENS</b> , paternal grandmother, is petitioner.	<b><u>CONTINUED FROM 12/10/12</u></b>
	Father: <b>KRISTOPHER RUPE</b> – Consent & Waiver of Notice filed 10/15/12	1. Need proof of service by mail at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian of the Person</i> <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for:
Cont. from 121012	Mother: <b>ALICIA MERCEDES BUENO</b> – <i>personally served on 12/30/12</i>	- Kenneth Rupe, Jr. (paternal grandfather)
<input type="checkbox"/> Aff.Sub.Wit.	Paternal grandfather: KENNETH RUPE, JR.	
<input checked="" type="checkbox"/> Verified	Maternal grandfather: UNKNOWN	
<input type="checkbox"/> Inventory	Maternal grandmother: CATHERINE HERNANDEZ – <i>served by mail on 12/31/12</i>	
<input type="checkbox"/> PTC	Siblings: BLAKE RUPE, ADRIANNA NUNEZ, ADRIAN NUNEZ – <i>served by mail on 12/31/12</i>	
<input type="checkbox"/> Not.Cred.	<b>Petitioner alleges:</b> The mother, Alicia, verbally abuses the minor. The mother does not call or make an effort to see the minor. She only comes when she wants or when she is being investigated for welfare fraud. The mother failed to enroll Anthony in school when he was living with her and he has fallen behind. He has resided with Petitioner most of his life except for a few periods of time. The welfare investigators told petitioner to file for guardianship because they do not want Anthony to go with his mother.	
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input checked="" type="checkbox"/> Pers.Serv.		
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input checked="" type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
	<b>Court Investigator Dina Calvillo filed a report on 12/03/12.</b>	
		<b>Reviewed by:</b> JF
		<b>Reviewed on:</b> 01/29/13
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 12 - Rupe</b>

**Petition for Letters of Administration; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)**

<b>DOD: 1-15-09</b>			<p><b>JOE HOGG</b>, Son, is Petitioner and requests appointment as Administrator and as Special Administrator with Full IAEA and with bond of \$130,000.00.</p> <p>Full IAEA – need publication</p> <p>Decedent died intestate</p> <p>Residence: Fresno</p> <p>Publication: need publication</p> <p><b>Estimated value of estate:</b></p> <p>Personal property: \$130,000.00</p> <p>Probate referee: Steven Diebert</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li><b>Need clarification: Petitioner includes a request for Special Administration, but with general powers, and does not clarify the purpose of the proposed special administration.</b></li> <li><b>Petitioner does not state the relationships of the persons listed at #8 to the decedent.</b></li> <li><b>Need date of death of the decedent's deceased spouse (Local Rule 7.1.1.D).</b></li> <li><b>Need Confidential Supplement to Duties (DE-147S).</b></li> <li><b>Need Notice of Petition to Administer Estate (DE-121).</b></li> <li><b>Need proof of service of Notice of Petition to Administer Estate on relatives listed in #8 at least 15 days prior to the hearing per Probate Code §8110.</b></li> <li><b>Need publication per Probate Code §8120. The publication should include the powers requested (such as IAEA language).</b></li> </ol>
	<b>Aff.Sub.Wit.</b>			
✓	<b>Verified</b>			
	<b>Inventory</b>			
	<b>PTC</b>			
	<b>Not.Cred.</b>			
	<b>Notice of Hrg</b>	X		
	<b>Aff.Mail</b>	X		
	<b>Aff.Pub.</b>	X		
	<b>Sp.Ntc.</b>			
	<b>Pers.Serv.</b>			
	<b>Conf. Screen</b>			
	<b>Letters</b>	X		
✓	<b>Duties/Supp</b>	X		
	<b>Objections</b>			
	<b>Video Receipt</b>			
	<b>CI Report</b>			
	<b>9202</b>			
	<b>Order</b>	X		
	<b>Aff. Posting</b>			
	<b>Status Rpt</b>			
	<b>UCCJEA</b>			
	<b>Citation</b>			
	<b>FTB Notice</b>			
			<p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 1-29-13</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 13 - Crenshaw</b></p>	

Petition for Appointment of Temporary Guardianship of the Person

Age: 14	<b><u>GENERAL HEARING 03/25/13</u></b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	<b>MEREDITH WOODWARD McDONALD</b> , non-relative, is Petitioner.	1. Need <b>Notice of Hearing</b> .
	Father: <b>MICHAEL McCLERKIN BYRD</b>	2. Need proof of personal service at least 5 court days before the hearing of <b>Notice of Hearing</b> with a copy of the <b>Petition for Appointment of Temporary Guardian of the Person</b> or Consent & Waiver of Notice or Declaration of Due Diligence for:
Cont. from	Mother: <b>PAMELA LYNN MEYERS</b>	- Michael McClerkin Byrd (father)
<input type="checkbox"/> Aff.Sub.Wit.	Paternal grandfather: UNKNOWN	- Pamela Lynn Meyers (mother)
<input checked="" type="checkbox"/> Verified	Paternal grandmother: LINDA BYRD	- Meredith Meyers Byrd (minor)
<input type="checkbox"/> Inventory	Maternal grandfather: ALLEN E. MEYERS	3. The Petition indicates that the minor may have Indian ancestry, however, it also states that the minor is not a member of a tribe or eligible for membership in a tribe, the Court may need clarification as to whether the minor has Indian ancestry. If the minor does have Indian ancestry, need <b>Notice of Child Custody Proceeding for Indian Child</b> (Form ICWA-030) to be completed and returned to the Probate Clerk's Office <b>as soon as possible</b> . (Copy of form in file for Petitioner's use).
<input type="checkbox"/> PTC	Maternal grandmother: NANCY C. MEYERS	
<input type="checkbox"/> Not.Cred.	Siblings: ANNIKA BYRD (12), LOGAN BYRD (9)	
<input type="checkbox"/> Notice of Hrg	<b>Petitioner alleges</b> ???? (temporary petition does not state reason temporary guardianship is needed). General Petition states that the minor's parents are abusive and have caused her physical injuries for years. The Petition alleges that the minor lives in constant fear and endures daily stress from verbal and emotional abuse in addition to physical abuse. Petitioner states the likelihood of the abuse stopping is nil.	
<input type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		<b>Reviewed by:</b> JF
		<b>Reviewed on:</b> 01/30/13
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 15 - Byrd</b>

**Petition for Appointment of Temporary Guardianship of the Person**

<b>Age: 14</b>		<b><u>GENERAL HEARING 03/25/13</u></b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>	
		<b>JANECIA LYNN TOLIVER</b> , sister, is petitioner.			
		Father: <b>ANTHONY CLAY</b> – <i>Personally served on 01/26/13</i>			
<b>Cont. from</b>		Mother: <b>ANITA TOLIVER</b> – <i>Personally served on 01/23/13</i>			
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>				
<input checked="" type="checkbox"/>	<b>Verified</b>				
<input type="checkbox"/>	<b>Inventory</b>				
<input type="checkbox"/>	<b>PTC</b>	Paternal grandfather: ROBERT CLAY – <i>Served by mail on 01/24/13</i>			
<input type="checkbox"/>	<b>Not.Cred.</b>	Paternal grandmother: PEARLY CLAY – <i>Served by mail on 01/24/13</i>			
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>				
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>				
<input type="checkbox"/>	<b>Aff.Pub.</b>				
<input type="checkbox"/>	<b>Sp.Ntc.</b>	Maternal grandfather: DECEASED			
<input checked="" type="checkbox"/>	<b>Pers.Serv.</b>	Maternal grandmother: VERA PARKER – <i>Consent &amp; Waiver of Notice filed 01/28/13</i>			
<input checked="" type="checkbox"/>	<b>Conf. Screen</b>	Sibling: TREVIAN CLAY – <i>Declaration of Due Diligence filed 01/28/13</i>			
<input checked="" type="checkbox"/>	<b>Letters</b>				
<input checked="" type="checkbox"/>	<b>Duties/Supp</b>				
<input type="checkbox"/>	<b>Objections</b>				
<input type="checkbox"/>	<b>Video Receipt</b>	<b>Petitioner alleges</b> that the minor's mother is terminally ill and her father has had no contact with her for 3 years other than periodic phone calls.			
<input type="checkbox"/>	<b>CI Report</b>				
<input type="checkbox"/>	<b>9202</b>				
<input checked="" type="checkbox"/>	<b>Order</b>				
<input type="checkbox"/>	<b>Aff. Posting</b>				
<input type="checkbox"/>	<b>Status Rpt</b>				
<input checked="" type="checkbox"/>	<b>UCCJEA</b>				
<input type="checkbox"/>	<b>Citation</b>				
<input type="checkbox"/>	<b>FTB Notice</b>				
				<b>Reviewed by:</b> JF	
				<b>Reviewed on:</b> 01/30/13	
				<b>Updates:</b>	
				<b>Recommendation:</b>	
				<b>File 16 - Clay</b>	